

GOVERNMENT OF TELANGANA

ABSTRACT

Public Services – Labour Department – Allegation of demand and acceptance of bribe against Sri A.Venugopal Reddy, Senior Assistant, O/o the Deputy Commissioner of Labour, Mahabubnagar – Sanction of Prosecution under the prevention of corruption Act, 1988 – Accorded – Orders – Issued.

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LABOUR EMPLOYMENT TRAINING & FACTORIES (Emp-Vig) DEPARTMENT

G.O.MS.No. 75

Dated: 19/12/2016

ORDER:-

Whereas Sri A.Venugopal Reddy, S/o Sri A.Anantha Reddy worked as Senior Assistant in the O/o Deputy Commissioner of Labour, Mahabubnagar district from 20.06.2011 to 12.06.2015 and by virtue of the post held by him, he falls under the category of “Public Servant” within the meaning of clause (c) of section 2 of the Prevention of Corruption Act, 1988 (Central Act 49 of 1988);

2. And whereas Sri M.Niranjan, S/o Sri Chandru. Resident of Borongutta Thanda, H/o Kothur Village, Bhuthpur Manda, Mahabubnagar District, Mahabubnagar District lodged a complaint before the DSP, ACB, Mahabubnagar on 11.6.2015 at 11.30 hours stating that he and (18) other Auto Drivers of Bhuthpur Mandal formed into a Union under the title “Sri Hanuman Auto Drivers Union” and he is the General Secretary of the said union. In the first week of April 2015, he approached the District Labour Officer, Mahabubnagar and submitted an application for the registration of their union. Later, he approached Sri A.Venugopal Reddy, Senior Assistant 2-3 times at his office and asked about their union registration, where the Senior Assistant, Sri A.Venugopal Reddy told him to wait for some days. Later on 23.5.2015 when he approached Sri A.Venugopal Reddy, he instructed to pay the challan of Rs.100/-. As such, he paid the Challan and submitted the receipt to him and when he asked Sri A.Venugopal Reddy about his work, Sri A.Venugopal Reddy told him to come after one week. After one week when he approached Sri A.Venugopal Reddy, he demanded an amount of Rs.15,000/- as bribe to process and complete the registration work. He expressed his inability and pursued the work by visiting the office 2-3 times but Sri A.Vengopal Reddy told that unless the demanded bribe amount was paid, the registration work would not be completed. Finally on 08.6.2015 when he approached Sri A.Venugopal Reddy and requested for his work, Sri A.Venugopal Reddy reduced the bribe amount and demanded to pay Rs.10,000/- as bribe and told that, without paying Rs.10,000/- as bribe, he should not visit the Labour Office for the registration work. He was not willing to pay the said demanded bribe amount to Sri A.Venugopal Reddy and apprehended that without payment of bribe amount, Sri Venugopal Reddy would not process file for registration of their Union. As he was not willing to pay the demanded bribe amount to Sri A.Venugopal Reddy, Senior Assistant, he submitted a written petition on 11.06.2015 at 11.30 hours to the Deputy Superintendent of Policy, Anti Corruption Bureau, Mahabubnagar and requested to take necessary legal action against Sri A.Venugopal Reddy, Senior Assistant, O/o the Deputy Commissioner of Labour, Mahabubnagar.

3. And Whereas, after observing all the formalities, a case in Crime No.11/RCT-ACB/MBNR/2015 under section 7 of the Prevention of Corruption Act,

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1988 was registered on 12.06.2015 at 09.30 hours by the Deputy Superintendent of Policy, Anti Corruption Bureau, Mahabubnagar against Sri A.Venugopal Reddy, Senior Assistant and arrangements were made for laying the trap.

4. And whereas on the day of trap i.e. on 12.6.2015, during trap proceedings when Sri M.Niranjan went to the O/o Deputy Commissioner of Labour, Mahabubnagar waited for long time as Sri A.Venugopal Reddy, Senior Assistant was out of the Office. At about 1640 hours, he found that Sri A.Venugopal Reddy came to the office in a white coloured Swift Dzire Car bearing No.TS-06 EA 5949 and alighted before the office and processed into office. When the complainant Sri Niranjan met Sri A.Venugopal Reddy he instructed him to wait outside for some time as he was busy in speaking with others. At about 1730 hours, Sri A.Venugopal Reddy asked Sri M.Niranjan to come into his office room. As such he entered the office room of Sri A.Venugopal Reddy and enquired about his Union Registration work. Then Sri Venugopal Reddy enquired with him whether the demanded bribe of Rs.10,000/- was brought. When he replied positively, Sri Venugopal Reddy demanded and accepted the tainted amount of Rs.10,000/- from Sri M.Niranjan with his right hand and counted it with both hands and kept the tainted currency in his right side pocket of wearing pant and he assured that, the work would be completed as early as possible.

Sri A.Venugopal Reddy, Senior Assistant was trapped by the Officials of Anti Corruption Bureau. The phenolphthalein tests conducted over the fingers of both the hands of Sri A.Venugopal Reddy, Senior Assistant yielded positive result and the tainted amount of Rs.10,000/- was recovered from the possession of Sri A.Venugopal Reddy, Senior Assistant from his right side pocket of wearing pant at his instance. When the inner portion of right side pocket of wearing pant of Sri A.Venugopal Reddy which came into contact with the tainted currency subjected to phenolphthalein test, yielded positive result. The Deputy Superintendent of Policy, Anti Corruption Bureau, Mahabubnagar seized the tainted currency notes after due verification and comparing with the note numbers already mentioned in pre-trap proceedings and the material objects along with the documents pertaining to the defacto complainant was seized under cover of post-trap proceedings.

5. And whereas, the above said acts of Sri A.Venugopal Reddy, Senior Assistant, O/o the Deputy Commissioner of Labour, Mahabubnagar constitute the offences punishable under sections 7 and 13 (1) (d) read with 13 (2) of the Prevention of Corruption Act, 1988 (Central Act 49 of 1988);

6. And whereas the Government of Telangana being the competent authority to remove Sri A.Venugopal Reddy, Senior Assistant, O/o the Deputy Commissioner of Labour, Mahabubnagar from service, after fully and carefully examining the material i.e. FIR, pre-trap & post-trap proceedings, statements of witnesses, Final Report of the Director General, Anti Corruption Bureau, Telangana, Hyderabad and all the relevant documents placed before them in respect of the said allegations and having regard to the circumstances of the case, consider that the said Sri A.Venugopal Reddy, Senior Assistant should be prosecuted in a Court of Law for the aforesaid offences.

7. Now, therefore, in exercise of the powers conferred under clause (b) of sub-section (1) of section 19 of the Prevention of Corruption Act, 1988 (Central Act 49 of 1988), the Government of Telangana hereby accord sanction

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for prosecution of Sri A.Venugopal Reddy, Senior Assistant, O/o the Deputy Commissioner of Labour, Mahabubnagar for the aforesaid offences punishable under sections 7 and clause (d) of sub section (1) of section 13 read with sub section (2) of section 13 of the Prevention of Corruption Act, 1988 (Central Act 49 of 1988) and for any other cognate offences punishable under the other provisions of Law for the time being in force in respect of the aforesaid acts and for taking cognizance of the said offences by a Court of Competent Jurisdiction.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF TELANGANA)

DR. RAJAT KUMAR  
PRINCIPAL SECRETARY TO GOVERNMENT

To  
The Director General, Anti Corruption Bureau,, Telangana, Hyderabad.  
Copy to:  
Law (F) Department.